

Brigham Young University Journal of Public Law

Volume 5 | Issue 2

Article 1

5-1-1991

Frontmatter

Follow this and additional works at: <https://digitalcommons.law.byu.edu/jpl>

Recommended Citation

Frontmatter, 5 BYU J. Pub. L. (1991).

Available at: <https://digitalcommons.law.byu.edu/jpl/vol5/iss2/1>

This Frontmatter is brought to you for free and open access by BYU Law Digital Commons. It has been accepted for inclusion in Brigham Young University Journal of Public Law by an authorized editor of BYU Law Digital Commons. For more information, please contact hunterlawlibrary@byu.edu.

BYU JOURNAL OF PUBLIC LAW

VOLUME 5

NUMBER 2

1991

EDITORIAL OFFICES: The *BYU Journal of Public Law* is published by the students of the J. Reuben Clark Law School, Provo, Utah 84602. All communications should be sent to the editorial offices of the *Journal*.

The views expressed herein are exclusively those of the respective authors and not of the *Journal* or Brigham Young University, unless otherwise indicated.

SUBSCRIPTIONS: The *BYU Journal of Public Law* is published semiannually. The subscription rate is \$10.00 for one year, \$18.00 for two years, and \$25.00 for three years. Single issues are \$5.00 per copy. If the subscriber wishes the subscription discontinued at its expiration, notice should be sent to the editorial offices; otherwise, it is assumed that continuation is desired. For back issues, inquire of Fred B. Rothman & Co., 10368 West Centennial Road, Littleton, Colorado 80127.

POSTAGE: Third-class postage paid at Provo, Utah, and at additional mailing offices. Send address changes to the *BYU Journal of Public Law*, J. Reuben Clark Law School 358-B, Provo, Utah 84602.

MANUSCRIPTS: The *BYU Journal of Public Law* is pleased to consider unsolicited manuscripts for publication. Manuscripts should be sent to the above address and to the attention of the Articles Editor. Editorial operations of the *Journal* are conducted with IBM® personal computers and WordPerfect® word processing software. Citations should follow the rules of A UNIFORM SYSTEM OF CITATION (15th ed. 1991). As a matter of policy, the *Journal* encourages gender-neutral language.

IBM is a registered trademark of International Business Machines Corporation. WordPerfect is a registered trademark of WordPerfect Corporation within the United States and other countries.

Cited as B.Y.U. J. Pub. L.

Copyright: © Brigham Young University
Journal of Public Law, 1991

BOARD OF EDITORS

Editor-in-Chief

Richard A. Bark

Executive Editor

Russell C. Skousen

Managing Editor

Timothy B. Sherman

Executive Editor

Rory L. Whipple

Lead Editors

Janis T. Butler

Dennis V. Dahle

Cynthia D. Durrant

Matthew J. Harmer

David R. Nielson

Justin R. Olsen

ASSOCIATE EDITORS

Kevin R. Duncan

Bruce C. Evans

Bruce C. Jenkins

Todd T. Koyama

Martin J. MacNeill

Dallas D. Norton

Jeffrey S. Pitcher

Michael A. Royal

Jon R. Trembath

MEMBERS

Hal D. Baird

B. Gordon Beckstead

Guy L. Black

Keith C. Cope

Rodney R. Farnsworth

Shannon D. Fillmore

Carl Hernandez III

Darin T. Judd

Stephen R. Kelly

Scott D. Kumpf

Jay R. Larsen

R. Chet Loftis

Jonathan W. Lysenko

John P. Rasmussen

Bret W. Reich

Carolyn P. Stevens

Faculty Advisor

Frederick M. Gedicks

BRIGHAM YOUNG UNIVERSITY

J. REUBEN CLARK LAW SCHOOL FACULTY

- BACKMAN, JAMES H. (1974), Professor of Law. A.B., 1969, Harvard College; J.D., 1972, University of Utah.
- BURNS, JEAN W. (1986), Associate Professor of Law. B.A., 1970, Vanderbilt University; J.D., 1973, University of Chicago Law School.
- DAVIS, RAY JAY (1981), Professor of Law. B.S., 1948, Idaho State University; J.D., 1953, Harvard University; LL.M., 1956, Columbia University.
- DOMINGUEZ, DAVID (1989), Associate Professor of Law. B.A., Yale University; J.D., 1980, University of California, Berkeley.
- DURHAM, W. COLE, JR. (1976), Professor of Law. A.B., 1972, Harvard College; J.D., 1975, Harvard University.
- FARMER, LARRY C. (1977), Professor of Law. B.S., 1968, University of Washington; Ph.D., 1975, Brigham Young University.
- FLEMING, J. CLIFTON, JR. (1974), Associate Dean of the Law School and Professor of Law. B.S., 1964, Brigham Young University; J.D., 1967, George Washington University.
- FLOYD, C. DOUGLAS (1980), Visiting Professor of Law. B.S., 1964, Massachusetts Institute of Technology; LL.B., 1967, Stanford University.
- GOLDSMITH, MICHAEL (1985), Professor of Law. B.S., 1972, J.D., 1975, Cornell University.
- GORDON, JAMES D., III (1984), Professor of Law. B.A., 1977, Brigham Young University; J.D., 1980, University of California, Berkeley.
- HAFEN, BRUCE C. (1985), University Provost and Professor of Law. A.A., 1960, Dixie College; B.A., 1966, Brigham Young University; J.D., 1967, University of Utah.
- HANSEN, H. REESE (1974), Dean of the Law School and Professor of Law. B.S., 1964, Utah State University; J.D., 1972, University of Utah.
- HAWKINS, CARL S. (1973), Guy Anderson Professor of Law. A.B., 1948, Brigham Young University; J.D., 1951, Northwestern University.
- JACOBS, EUGENE B. (1980), Professor Emeritus of Law. B.A., 1949, J.D., 1951, University of California, Berkeley.
- KIMBALL, EDWARD L. (1973), Ernest L. Wilkinson Professor of Law. B.S., 1953, LL.B., 1955, University of Utah; LL.M., 1959, S.J.D., 1962, University of Pennsylvania.
- LEE, REX E. (1973), University President and George Sutherland Professor of Law. B.A., 1960, Brigham Young University; J.D., 1963, University of Chicago.
- LUNDBERG, CONSTANCE K. (1982), Associate Dean of the Law School and Professor of Law. B.A., 1968, Arizona State University; J.D., 1972, University of Utah.
- NEELEMAN, STANLEY D. (1978), (on leave) Professor of Law. B.A., 1967, Westminster College; M.A., 1969, George Washington University; J.D., 1972, University of Denver.
- PARKER, DOUGLAS H. (1975), Professor of Law. B.A., 1949, J.D., 1952, University of Utah.
- PRESTON, CHERYL BAILEY (1989), Associate Professor of Law. B.A., 1975, Brigham Young University; J.D., 1979, Brigham Young University.
- RIGGS, ROBERT E. (1975), Professor of Law. B.A., 1952, M.A., 1953, University of Arizona; Ph.D., 1955, University of Illinois; LL.B., 1963, University of Arizona.
- SABINE, JAMES E. (1976), Visiting Professor of Law. B.A., 1930, University of Utah; J.D., 1937, University of California, Berkeley.
- THOMAS, DAVID A. (1974), Professor of Law and Law Librarian. B.A., 1967, Brigham Young University; J.D., 1972, Duke University.
- VISICK, HAL, (1989) Assistant Dean, B.A., 1955, Brigham Young University; J.D., 1963, George Washington University.
- WARDLE, LYNN D. (1978), (on leave) Professor of Law. B.A., 1971, Brigham Young University; J.D., 1974, Duke University.
- WELCH, JOHN W. (1980), Professor of Law. B.A., 1970, M.A., 1970, Brigham Young University; J.D., 1975, Duke University.
- WILKINS, RICHARD G. (1984), Professor of Law. B.A., 1976, J.D., 1979, Brigham Young University.
- WILLIAMS, GERALD R. (1973), Professor of Law. B.A., 1966, Brigham Young University; J.D., 1969, University of Utah.
- WOOD, STEPHEN G. (1976), Professor of Law. B.A., 1966, J.D., 1969, University of Utah; J.S.D., 1980, Columbia University.
- WORTHEN, KEVIN J. (1987), Associate Professor of Law. B.A., 1979, Brigham Young University; J.D., 1982, Brigham Young University.

PART-TIME FACULTY

- | | |
|-------------------------|-------------------|
| BRIAN, PAT B. | KAPLAN, NEIL A. |
| COLLINS, KENT H. | MABEY, RALPH R. |
| CHRISTIANSEN, STEVEN J. | MURRAY, KEVIN |
| DURRANT, MATHEW B. | OWEN, STANFORD B. |
| ELEGANTE, JAMES M. | VISICK, HAL |
| GUNN, STEVEN H. | WEISS, LARRY |
| | WOOD, MARY ANN Q |

BYU JOURNAL OF PUBLIC LAW

VOLUME 5

NUMBER 2

1991

TABLE OF CONTENTS

ARTICLES

- Pretrial Drug Testing: Is It Vulnerable to Due Process Challenges?
Peter H. Meyers 285
- Pretrial Drug Testing—An Essential Component of the National
Drug Control Strategy
Reggie B. Walton, Gary J. Peters & J. Anthony Towns 341
- Pretrial Drug Testing: An Essential Step in Bail Reform
John A. Carver 371

NOTES & COMMENTS

- A Special Needs Exception to the Warrant and Probable Cause
Requirements for Mandatory and Uniform Pre-Arrestment Drug
Testing in the Wake of *Skinner v. Railway Labor Executives'*
Association and *National Treasury Employees' Union v. Von*
Raab 409
- Consenting to Searches After Being Arrested: Pretrial Drug Testing 439
- Survey of Current and prior Pretrial Drug Testing Sites 451